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## CHOATE, HALL & STEWART LLP TWO INTERNATIONAL PLACE BOSTON MA 02110

In re Application of

Knaack et al.

Application No.: 10/589,226

PCT No.: PCT/US05/03092 Int. Filing Date: 27 January 2005

Earliest Priority Date: 28 January 2004

Attorney Docket No.: 2004367-0111

For: Stabilized Bone Graft

**DECISION** 

ON

**PETITION** 

The petition to revive under 37 CFR 1.137(b) filed 11 August 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant states that "the entire delay from the abandonment of the PCT application on July 28,2006 to the filing of this petition was unintentional." This is being construed as a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Petitioner must notify the Patent and Trademark Office if such an interpretation of the statement in the petition is not correct. Thus, the statement in the petition is being accepted in satisfaction of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has filed the required reply in the form of the basic national fee, and has paid the petition fee. Thus, the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the United States Designated/Elected Office for further processing, including the preparation and mailing of a Notification of Missing Requirements (Form PCT/DO/EO/905) requiring an executed oath or declaration compliant with 37 CFR 1.497(a) and (b) and the surcharge under 37 CFR 1.492(h).

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